EXHIBIT 7

FILED UNDER SEAL

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Page 1
                   UNITED STATES DISTRICT COURT
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            FOR THE NORTHERN DISTRICT OF CALIFORNIA
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      SONOS, INC.,
 4
           Plaintiff,
 5
                              Case No. 3:21-CV-07559-WHA
                vs.
 6
      GOOGLE LLC,
 7
           Defendant.
 8
      -AND-
 9
      GOOGLE LLC,
10
           Plaintiff,
11
                                Case No. 3:20-CV-06754-WHA
                vs.
12
      SONOS, INC.,
13
           Defendant.
14
             GOOGLE DESIGNATED ATTORNEYS' EYES ONLY
             SONOS DESIGNATED HIGHLY CONFIDENTIAL &
15
        ATTORNEYS' EYES ONLY UNDER THE PROTECTIVE ORDER
16
          ZOOM DEPOSITION OF TAD COBURN AS 30(B)(1) &
17
          AS SONOS' 30(b)(6) CORPORATE REPRESENTATIVE
18
      (Reported Remotely via Video & Web Videoconference)
      Wolfeboro, New Hampshire (Deponent's location)
19
                      Tuesday, July 12, 2022
20
      STENOGRAPHICALLY REPORTED BY:
21
      REBECCA L. ROMANO, RPR, CSR, CCR
      California CSR No. 12546
2.2
      Nevada CCR No. 827
      Oregon CSR No. 20-0466
23
      Washington CCR No. 3491
24
      JOB NO. 5319142
      PAGES 1 - 245
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1	Page 14 if you could raise your right hand for me, please.	1	Page 1 question, Mr. Coburn.
2	THE DEPONENT: (Complies.)	2	A. Oh, I did collaborate I did work on a
3	THE COURT REPORTER: You do solemnly	3	collaboration with Google.
4	state, under penalty of perjury, that the testimony	4	Q. And that was in connection with your work
5	you are about to give in this deposition shall be	5	at Sonos, correct?
_	the truth, the whole truth and nothing but the	6	A. That's correct.
6 7	truth?	7	Q. And did that work that you did in the
8	THE DEPONENT: I do.	8	context of a collaboration with Google, did that
9	THE DEI ONENT. Tuo.	9	begin in 2013?
10		10	A. I believe it did.
11		11	Q. And what was your understanding of the
12		12	purpose of the collaboration between Sonos and
13			
		13	Google that started in 2013?
14		14	A. We were working with Google to implement
15		15	a feature that Sonos refers to as as play to
16		16	Sonos, which is a feature where a an application
17		17	written by another company, a music application, in
18		18	particular, can directly transfer music playback to
19		19	Sonos speakers.
20		20	Q. So what was your role in connection with
21		21	the collaboration between Sonos and Google?
22		22	A. I was the technical lead on the project,
23		23	on the implementation project for Sonos.
24		24	Q. Ultimately, Sonos and Google worked on
25	/////	25	what was called a cloud queue design for streaming
	Page 15		Page 1
1	TAD COBURN,	1	Google Play Music to Sonos speakers; is that
2	having been administered an oath, was examined and		correct?
3	testified as follows:	3	MS. BRODY: Objection to form.
4		4	THE DEPONENT: Ultimately, we worked
5	EXAMINATION	5	on on an implementation that that leveraged a
6	BY MS. BAILY:	6	concept, which is often referred to as a cloud
7	Q. Good morning, Mr. Coburn.	7	queue, yes.
8	A. Good morning.	8	Q. (By Ms. Baily) And in the context of the
9	Q. Could you please state your full name and	9	Sonos-Google collaboration, what is your
10	address for the record?	10	understanding of the term "cloud queue"?
11	A. Sure. My full legal name is	11	A. Well, it depends on the context. Can you
12	Arthur Leslie Coburn, IV. And my address my	12	be a bit more specific. I mean or are you just
13	legal address is 66 Liberty Ave, Lexington, Mass,	13	looking for a general, sort of layman's definition?
14	02420.	14	Q. Well, the term "cloud queue" was used by
15	Q. And in your work at Sonos, do you go by	15	Sonos and by Google in the context of
16	Tad Coburn?	16	communications that formed part of the
17	A. I do.	17	collaboration between the two companies, right?
18	Q. Is there any reason you cannot offer	18	A. Yes.
19	accurate, complete, truthful testimony today?	19	Q. And as that term was used in those
20	A. No.	20	communications, what did it mean to you?
21	Q. Starting in 2013, you were part of a	21	A. It refers to the idea that the the
22	collaboration between Sonos and Google; is that	22	knowledge of the music that is going to be
22	correct?	23	played by the speakers doesn't live within the
23			
23 24	MS. BRODY: Objection to form.	24	application on a mobile device and it does not live
12 13 14 15 16 17 18 19 20	Arthur Leslie Coburn, IV. And my address my legal address is 66 Liberty Ave, Lexington, Mass, 02420. Q. And in your work at Sonos, do you go by Tad Coburn? A. I do. Q. Is there any reason you cannot offer accurate, complete, truthful testimony today? A. No.	12 13 14 15 16 17 18 19 20	be a bit more specific. I mean or are you ju looking for a general, sort of layman's definit Q. Well, the term "cloud queue" was use Sonos and by Google in the context of communications that formed part of the collaboration between the two companies, rig A. Yes. Q. And as that term was used in those communications, what did it mean to you?

5 (Pages 14 - 17) Veritext Legal Solutions

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Page 170 1 to be a little bit cute -- but I do not remember 1 the patent again to -- to try to recollect the 2 any details of the circumstances of the conception 2 rough timeline. 3 of that patent. It was quite a while ago. Q. Was there any reduction to practice of Q. Do you remember anything about the facts 4 the subject matter of the '033 patent prior to the 4 5 and circumstances of the reduction to practice of patent filing? 6 the invention claimed in that patent? A. No, there was not. 6 7 7 A. Well, my understanding -- and I am not a Q. What is the earliest known use of the 8 lawyer so this is not my area. alleged invention claimed in the '615 patent? A. When you say "use," you mean reduction to But my -- my -- my layman's understanding 10 is that filing a patent is considered a reduction 10 practice in actual software as opposed to the 11 to practice. 11 patent? Q. So the '615 patent was reduced to 12 12 Q. Yes. 13 practice on the date on which the application was 13 A. I'd like to give you a clean crisp answer 14 filed; is that correct? to that, but I'm not sure that I can. 14 15 MS. BRODY: Objection to form. 15 In general, with these patents, we -- as 16 THE DEPONENT: That -- that sounds like a 16 you can see, we filed these patents and --17 question for lawyers. I'm -- I'm not -- if you're where the patent was the reduction to practice, and 18 asking was there a reduction to practice prior to so we did not have an actual working implementation 19 the patent filing, I think that I can safely answer 19 at the time. 20 no, there was not a reduction to practice prior to 20 I -- I -- I actually do not track, 21 the patent filing. 21 you know, if and when there is an actual reduction 22 Q. (By Ms. Baily) Now, with respect to the 22 to practice. That is covered by the patents. I 23 '033 patent, when -- well, let me ask this: You think that's something that our -- our lawyers 24 are a coinventor on the '033 patent, correct? 24 worry about. But that's not something that I 25 A. That is correct. 25 really have knowledge of. Page 171 Q. So in topic No. 2 in Exhibit 1137 --1 Q. Do you recall what other inventors are 1 2 2 named on the '033 patent? A. Yes. 3 A. I should know that, but I -- because I 3 Q. -- do you see that it says "the earliest 4 known use of the alleged inventions claimed in the 4 did review it in preparation. But honestly, I'm 5 not 100 percent sure. I suspect it was also 5 Patents-in-Suit"? 6 Joni Hoadley again, but I'm not 100 percent certain A. Yes. 6 7 of that. 7 Q. Did you do anything to figure out what 8 Sonos' view is on the earliest known use of the 8 Q. Well, what did -- sorry. I apologize. 9 What do you recall about the facts and 9 alleged inventions claimed in the patents-in-suit? 10 circumstances of the conception of the subject 10 A. So as I mentioned, Sonos itself did not 11 matter of the '033 patent? 11 reduce the -- the '033 patent to -- into practice 12 A. If I remember correctly, it -because it required a partner to -- the -- the 13 unfortunately, my answer is going to be fairly whole patent was around a third-party app playing 14 similar as to the previous one. 14 to Sonos. 15 15 So we never -- we, Sonos, never actually I believe that there were a number of 16 people involved in -- in sort of bouncing around 16 reduced it to practice in the sense of an actual 17 ideas. And I don't recall the specific details of implementation that worked. 17 18 the sequence of conversations or who the 18 So I guess that's the -- that's the

> 19 degree to which I did some research on this ahead 20 of time. 21 Q. And are you aware -- if I understand --22 well, let me make sure I understand.

23 A. Okay.

24 Q. Sonos has never used the alleged 25 invention of the '033 patent; is that right?

44 (Pages 170 - 173)

Page 172

Page 173

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19 conversations were exactly among.

23 of the subject matter of the '033 patent?

21 specific for you, I'm afraid.

Yeah. I -- I don't really have much more

Q. When did you and your coinventor conceive

A. My memory is failing me. I'm sorry. I'd

25 have to actually go back and -- and actually view

20

22

24

Page 218 Page 229		THORE CONTIDENTAL		TORNETS ETES ONET
2 Direftly while the documents is being uploaded, 3 since I don't have the capability to do so? 4 THE VIDEOGRAPHER: Is that okay, 5 Ms. Bailly? Do you want to go off the record? 6 Ms. Bailly? Do you want to go off the record? 7 Ms. Bailly? Do you want to go off the record? 8 take longer to get back on. And then I'm going to bave less time to ask my questions - 10 Ms. BRODY: I'm not going anywhere, 11 uploaded and I don't appear to have the document 12 uploaded and I don't appear to have the capability 13 to do so. 14 Ms. BAILY: I got that. But I just want 15 to understand what's going to happen here. Because I'm stop at the witness feels like 16 I was told that the witness feels like 18 he has a stop soon, and I have questions related to 19 your questions. And so I just want to understand how this is going to work. 11 Ms. BRODY: I just have a couple more 2 questions, as soon as I get the document uploaded. 12 Ms. BRILY: Mr. Coburn, how much time do 24 you have to stay with us? 12 THE DEPONENT: I can yeah. 13 Ms. BAILY: Nr. Coburn, how much time do 34 moring 14 THE DEPONENT: I know. I know. 15 Ms. BAILY: Nr. Coburn, how much time do 35 Ms. BAILY: I got up 6:30 in the 36 moring 16 Ms. BAILY: Nr. Coburn, how much time do 36 moring 17 THE DEPONENT: I know. I know. 18 Ms. BAILY: Nr. Coburn, how much time do 37 miles the document uploaded. Mr. Coburn had a hard stop at 6:30. 19 THE DEPONENT: I know. I know. 20 Ms. BAILY: because I was told that doesn't have feed in the document uploaded. Mr. Coburn had a hard stop at 6:30. 21 THE DEPONENT: Yeah. 22 Ms. BRODY: 1 spit want to understand 9 what we're doing. 23 Ms. BAILY: because I was worried we 12 might run over. So my real hard stop is 10 might run over. So my real hard stop is 10 might run over. So my real hard stop is 10 might run over. So my real hard stop is 10 might run over. So my real hard stop is 10 might run over. So my real hard stop is 10 might run over. So my real hard stop is 10 might run over. So my real hard stop is 10 might run ove		e		-
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9 not sure how to open two things at once. 10 MS. BRODY: Thin not going anywhere, 11 Melissa. I just - I want to have the document 12 uploaded and I don't appear to have the capability 13 to do so. 14 MS. BAILY: I got that. But I just want 15 to understand wharfs going to happen here. Because 16 I was told that the witness has a firm stop at 17 6:30. And I can tell that the witness feels like 19 your questions. And so I just want to understand 20 how this is going to work. 12 MS. BRODY: I just have Exhibit 1145, but it says 15 SONOS-SVG2-00027224. 13 I wat was that the correct one? 17 MS. BRODY: Ves. 18 Q. (By Ms. Brody) And if you look at the 19 your questions and I nave questions related to 20 your questions. And so I just want to understand 21 how this is going to work. 13 MS. BRODY: I just have a couple more 22 questions, as soon as I get the document uploaded. 23 MS. BAILY: Mr. Coburn, how much time do 24 you have to stay with us? 25 I mean, frankly - 26 MS. BAILY: — I got up 6:30 in the 3 morning — 4 THE DEPONENT: I can — yeah. 4 THE DEPONENT: I know. I know. 5 MS. BAILY: — I got up 6:30 in the 3 morning — 4 THE DEPONENT: My — my real hard stop is at 7:00. I said 6:30 because I was worried we 3 might run over. So my real hard stop is at 7:00. I said 6:30 because I was worried we 3 might run over. So my real hard stop is at 7:00. I said 6:30 because I was worried we 3 might run over. So my real hard stop is at 7:00. I said 6:30 because I was worried we 3 might run over. So my real hard stop is at 7:00. I said 6:30 because I was worried we 3 might run over. So my real hard stop is at 7:00. I said 6:30 because I was worried we 3 might run over. So my real bard stop is at 7:00. I said 6:30 because I was worried we 3 might run over. So my real bard stop is at 7:00. I said 6:30 because I was worried we 3 might run over. So my real bard stop is at 7:00. I said 6:30 because I was worried we 3 might run over. So my real bard stop is at 7:00. I said 6:30 because I was worried we 3 might run over. So my real ba		2 2 2		
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MS. MA: Sure. MS. BRODY: I appreciate that. Q. Is the discussion there an example of a learning light to a player? Q. (By Ms. Brody) Mr. Coburn, as that is Deing uploaded, I'm going to ask you to open up again Exhibit 1140, please A. Okay. MS. BRODY: Object to form. THE DEPONENT: I'm sorry, Amy. I'm just learning light to a player? A. Okay. Q. (By Ms. Brody) Is this I just let learning light to a player? MS. BRODY: Object to form. Can you repeat the question one more time. Q. Is the discussion there an example of a light ligh			17	
19 MS. BRODY: I appreciate that. 20 Q. (By Ms. Brody) Mr. Coburn, as that is 21 being uploaded, I'm going to ask you to open up 22 again Exhibit 1140, please 23 A. Okay. 21 Okay. 22 Okay. 23 Q. (By Ms. Brody) Is this I just let 24 Delivery appreciate that. 25 Loud service sending IDs to a player? 26 MS. BRODY: Object to form. 27 THE DEPONENT: I'm sorry, Amy. I'm just 28 Slow. Can you repeat the question one more time. 29 Q. (By Ms. Brody) Is this I just let 29 MS. BRODY: Object to form. 20 MS. BRODY: Object to form. 21 THE DEPONENT: I'm sorry, Amy. I'm just 22 Slow. Can you repeat the question one more time. 23 Q. (By Ms. Brody) Is this I just let 24 me state strike that.		_	18	
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23 A. Okay. 23 Q. (By Ms. Brody) Is this I just let 24 me state strike that.	22		22	
	23		23	
25 Bates numbers SONOS-SVG2-00027229. 25 Is this discussion an example of a cloud	24	Q which should be the document bearing	24	me state strike that.
	1			

56 (Pages 218 - 221)

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	Page 222		Page 224
1	service sending IDs to a player?	1	thing that I was just reminded of was the fact that
2	A. I believe so. The the event called	2	we had discussed this notion of a shared queue. I
3	play from would be I don't know why it's called	3	had forgotten that detail and and it's clear
4	an event here. I would refer to it as a command	4	that when we were thinking about the shared queue,
5	that's sent to the player. And it, among other	5	it was a queue that is does not live on the
6	things, is documented here as being able to include	6	Sonos player and it was managed by a music-playing
7	a queue state which includes could be a single	7	app.
8	ID or a list of IDs which which are IDs of music	8	Q. The shared queue is not in the cloud,
9	tracks to play.	9	correct?
10	MS. BRODY: Subject to any other	10	MS. BRODY: Objection to form.
11	questions Ms. Baily may have, Mr. Coburn, I have no	1	THE DEPONENT: I don't think it said
12	further questions.	12	
13	THE DEPONENT: Okay.	1	it said exactly where the shared queue lives.
14	FURTHER EXAMINATION	14	Q. (By Ms. Baily) It doesn't say that it's
15	BY MS. BAILY:		in the cloud, correct?
			·
16	Q. Okay. Mr. Coburn A. Sure.	16	A. It's neither says that it's in the cloud. Nor does it say that it's not in the cloud.
17		17 18	· ·
18	Q what can you tell about the facts and		Q. When did you conceive a shared queue? What date?
19	circumstances regarding the conception of the	19	
20	'615 patent?	20	MS. BRODY: Objection to form.
21	A. As I mentioned before, the I mean	21	THE DEPONENT: We were just looking at a
22	it's a very difficult question to answer because	22	document that oh, I guess we were looking at one
23	it's very broad. The	23	of the patents that used the phrase shared
24	Q. Well, let me ask you this.	24 25	shared queue.
25	A. Yeah.	25	Q. (By Ms. Baily) Did you conceive of a
	Page 223		Page 225
1	Q. Let me ask you this.		shared queue before the date of the '615 patent
2	A. Uh-huh.	2	filing?
3	Q. Ms. Brody asked you a question during her	3	A. We were just looking at the '615 patent,
4	questioning	4	correct?
5	A. Uh-huh.	5	Q. Correct.
6	Q and you said that documents that were	6	A. When you say did I conceive did did
7	shown to you during this deposition refreshed your	7	you conceive, do you mean me specifically or do you
8	recollection about the conception of the	8	mean me, Sonos?
9	'615 patent; is that right?	9	Q. Did Sonos conceive of a shared queue at
10	A. That's correct. It's still not	10	some point prior to the filing for the '615
11	completely clear, but I've remembered a few	11	application?
12	details.	12	MS. BRODY: Objection to form.
13	Q. So what have you remembered about the	13	THE DEPONENT: Oh, my goodness. I'm
14	conception	14	sorry.
15	A. Oh, okay.	15	You said prior to?
16	Q of the '615 patent?	16	Q. (By Ms. Baily) The filing of the
17	A. I've remembered that Ron Kuper was	17	A. The filing.
18	clearly one of the people that I was internally	18	Q application for the '615 patent.
19	collaborating with on these ideas.	19	A. Honestly, I don't recall when exactly
20	I have been reminded that the queue state	20	that term or was went into use. It may have
	' 1 1 1' C' 1 'C' A 1T	0.1	1
21	includes a list of identifiers. And I can pretty	21	been as part of the patent filing. It may have
22	easily assume from the email that we just saw that those that means identifiers for music tracks.	21 22	been as part of the patent filing. It may have been beforehand. I can't that's the kind of detail that I can't remember without seeing

57 (Pages 222 - 225)

Q. How many documents did you review in

Veritext Legal Solutions 973-410-4098

25

24 specific emails.

24

25

Q. Anything else?

A. The other -- well, the other -- the other

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	Page 230		Page 232
1	What these documents disclose is an ID	1	A. Got it.
2	being being sent to a player, correct?	2	Q Nick Millington copied you into his
3	MS. BRODY: Objection to form.	3	correspondence with Debajit Ghosh in this exhibit,
4	THE DEPONENT: I believe you're splitting	4	correct?
5	hairs. It seems that if an if if one or more	5	A. Yes. I believe that Nick copied me on
6	IDs are sent to a player, that that player has to	6	
7	store them somewhere. And so, you know, at this	7	Q. And that included all of the other
8	at this point in time, this is 2011, the only place	8	correspondence in Exhibit 1127 that Mr. Ghosh and
9	Sonos had to store them at that point was the local	9	Mr. Millington had, correct?
10	queue on the player.	10	A. Yes, it did.
11	So while I agree that it does not say	11	Q. And Mr. Millington says in his email,
12	that explicitly, I think it can be reasonably	12	"when this thread took more of a technical turn, I
13	inferred from this email.	13	should have included Tad, and I'm copying him here
14	Q. (By Ms. Baily) Exhibit 1140 and 1145	14	now in preparation for next week, he is going to
15	nowhere discuss a local play queue, correct?	15	share a few thoughts he has written up on Cloud
16	MS. BRODY: Objection to form.	16	Queue command/event set."
17	THE DEPONENT: 1140 does not use the term	1	Do you see that?
18	"local playback queue." And neither does 11	18	A. I do.
19	1145 does also not also does not use the term	19	Q. And when you received this email from
20	"local playback queue."	20	Nick Millington, do you believe that you read the
21	Q. (By Ms. Baily) And neither of these	21	correspondence between Mr. Millington and
22	documents are talking about adding information to a	22	Mr. Ghosh?
23	local playback queue, correct?	23	MS. BRODY: Objection. Outside the
24	MS. BRODY: Objection to form.	24	scope.
25	THE DEPONENT: It depends on whether	25	THE DEPONENT: I believe that I read
	Page 231		Page 233
1	you're looking at the words literally as they sit	1	through the email, yes.
2	on the page or if you're looking at the meaning	2	Q. (By Ms. Baily) And earlier, in response
3	behind the words. The words do not use the term	3	to my questions, you testified as to your
4	"local playback queue."	4	understanding of those emails at the time, correct?
5	However, as I said previously, I believe	5	MS. BRODY: Objection. Outside the
6	a reasonable person could infer that they have to	6	scope.
7	be stored on the local player somewhere, and that	7	I'll also object to form.
8	Alica 1		
_ ^	that location was quite likely to be the thing that	8	
9	that location was quite likely to be the thing that Sonos refers to as the local queue or the local	8 9	THE DEPONENT: I'm sorry, Rebecca. Can
10			
1	Sonos refers to as the local queue or the local	9	THE DEPONENT: I'm sorry, Rebecca. Can you just repeat the question. I want to make sure
10	Sonos refers to as the local queue or the local playback queue.	9 10	THE DEPONENT: I'm sorry, Rebecca. Can you just repeat the question. I want to make sure I answer it correctly.
10 11	Sonos refers to as the local queue or the local playback queue. Q. (By Ms. Baily) Well, where in	9 10 11	THE DEPONENT: I'm sorry, Rebecca. Can you just repeat the question. I want to make sure I answer it correctly. Rebecca excuse me. Melissa.
10 11 12	Sonos refers to as the local queue or the local playback queue. Q. (By Ms. Baily) Well, where in Exhibit 1140 or Exhibit 1145 do those documents	9 10 11 12	THE DEPONENT: I'm sorry, Rebecca. Can you just repeat the question. I want to make sure I answer it correctly. Rebecca excuse me. Melissa. MS. BAILY: Sure.
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59 (Pages 230 - 233)

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